

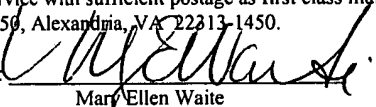


**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Scott Walsh et al.  
Serial No.: 10/733,046                      Group No.: 1645  
Filed: 12/10/03                              Examiner: V.L. Ford  
Entitled: Topical Anti-Infective Formulations

**AMENDMENT TRANSMITTAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<b>CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)</b>
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
Date: June 26, 2006                      By:  Mary Ellen Waite

Sir or Madam:

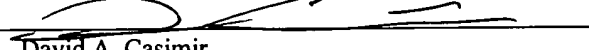
Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	35	-	54	0	X	50.00	\$0.00
Independent Claims	1	-	3	0	X	200.00	\$0.00

TOTAL DUE \$0.00

1. No fee is due at this time.
2. Please charge any deficiency in the payment of the required fee(s), including any fees necessary for extensions of time, or credit overpayment, to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: June 26, 2006

By:   
David A. Casimir  
Registration No. 42,395

MEDLEN & CARROLL, LLP  
101 Howard Street, Suite 350  
San Francisco, California 94105  
608/218-6900



**PATENT**

Attorney Docket No. **BSYNEXUS-10148**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: **Scott Walsh et al.**

Serial No.: **10/733,046**

Group No.: **1645**

Filed: **12/10/03**

Examiner: **V.L. Ford**

Entitled: **Topical Anti-Infective Formulations**

**AMENDMENT AND RESPONSE TO RESTRICTION  
REQUIREMENT MAILED MAY 25, 2006**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)**

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O.Box 1450, Alexandria, VA 22313-1450.

Date: 6/26/2006

By: 

Mary Ellen Waite

Dear Madam:

This communication is responsive to the Restriction Requirement mailed May 25, 2006, in the above-mentioned application.

It is not believed that any additional fees are necessary. However, if any fees are due, Applicants hereby authorize the Commissioner of the Patent and Trademark Office to charge Attorney Deposit Account No. 08-1290 any fees associated with this communication. Please reference Attorney Docket No.: BSYNEXUS-10148 when charging the Attorney Deposit Account.

**Listing of the claims** begins on page 2 of this paper.

**Remarks** begin on page 7 of this paper.